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Houlihan's Restaurants, Inc.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

TED PAULY, on behalf of himself
and all others similarly situated,

Plaintiff,

v.

HOULIHAN'S RESTAURANTS,
INC.,

Defendant.

Civil Action No. 1:12-cv-25-JBS-JS

**PROPOSED ORDER GRANTING
DEFENDANT'S MOTION TO
DISMISS THE AMENDED
COMPLAINT**

THIS MATTER having been brought before the Court by Defendant Houlihan's Restaurants, Inc., ("Houlihan's"), on a motion to dismiss Plaintiff's amended complaint under Federal Rule of Civil Procedure 12(b)(6); and the Court having considered the parties' papers in support and opposition thereto:

IT IS on this ____ day of _____ 2012, hereby:

ORDERED that Houlihan's motion to dismiss the amended complaint is **GRANTED**. Accordingly, Plaintiff's claims against Houlihan's for unjust enrichment and breach of contract are **DISMISSED** with prejudice.

Hon. Jerome B. Simandle, C.U.S.D.J.